

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

DFW BOAT SPECIALISTS LLC

Debtor

Case No. 23-40316

Chapter 11

**FINAL APPLICATION OF SUBCHAPTER V
TRUSTEE FOR PAYMENT OF FEES AND EXPENSES**

YOUR RIGHTS MAY BE AFFECTED BY THE RELIEF SOUGHT IN THIS PLEADING. YOU SHOULD READ THIS PLEADING CAREFULLY AND DISCUSS IT WITH YOUR ATTORNEY, IF YOU HAVE ONE IN THIS BANKRUPTCY CASE. IF YOU OPPOSE THE RELIEF SOUGHT BY THIS PLEADING, YOU MUST FILE A WRITTEN OBJECTION, EXPLAINING THE FACTUAL AND/OR LEGAL BASIS FOR OPPOSING THE RELIEF.

NO HEARING WILL BE CONDUCTED ON THIS APPLICATION UNLESS A WRITTEN OBJECTION IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT AND SERVED UPON THE PARTY FILING THIS PLEADING WITHIN TWENTY-ONE (21) DAYS FROM THE DATE OF SERVICE SHOWN IN THE CERTIFICATE OF SERVICE UNLESS THE COURT SHORTENS OR EXTENDS THE TIME FOR FILING SUCH OBJECTION. IF NO OBJECTION IS TIMELY SERVED AND FILED, THIS PLEADING SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT. IF AN OBJECTION IS FILED AND SERVED IN A TIMELY MANNER, THE COURT WILL THEREAFTER SET A HEARING WITH APPROPRIATE NOTICE. IF YOU FAIL TO APPEAR AT THE HEARING, YOUR OBJECTION MAY BE STRICKEN. THE COURT RESERVES THE RIGHT TO SET A HEARING ON ANY MATTER.

COMES NOW, Mark A Weisbart, Subchapter V Trustee, submitting this Final Application of Subchapter V Trustee for Payment of Fees and Expenses, pursuant to 11 U.S.C. §330(a), and, in support hereof, would show the Court as follows:

1. This case was commenced by the filing of a Chapter 11 proceeding under Section 1101 of the Bankruptcy Code on February 22, 2023.
2. Trustee was appointed Subchapter V Trustee by the Office of the United States Trustee on February 27, 2023.
3. On June 21, 2023, the Court confirmed Debtor's plan of reorganization.
4. Pursuant to this Application, Trustee seeks fees and reimbursement of expenses totaling \$2,896.78.
5. A copy of the billing statements of Trustee are attached hereto as Exhibit "A". Exhibit "A" sets forth on a daily basis the nature of the services rendered by Trustee, the date on which those services were performed, and the amount of time dedicated to the particular service.

6. Professional fees incurred by Trustee were performed pursuant to his statutory duties under Section 1183 of the Bankruptcy Code. The principal services performed by Trustee involved (i) attending Debtor's initial interview and §341 meeting of creditors, (ii) attending Court hearings and status conferences, and (iii) reviewing pleadings and Debtor's Plan of Reorganization.

7. Trustee billed at his standard hourly rate of \$515.00 per hour. This is Trustee's first and final fee application for pre-confirmation services.

8. Trustee requests payment of the unpaid balance within fourteen (14) days following entry of an order approving this Application.

WHEREFORE, PREMISES CONSIDERED, Trustee requests upon appropriate notice and opportunity for hearing, this Court enter an order approving the Final Application of Subchapter V Trustee for Payment of Fees and Expenses and grant Trustee such other and further relief to which he is justly entitled.

Respectfully Submitted,

/s/ Mark A Weisbart
Mark A Weisbart
Texas Bar No. 21102650
10501 N Central Expy, Suite 106
Dallas, Texas 75231-2203
(972) 755-7103 Phone/Fax
MWeisbart@haywardfirm.com

SUBCHAPTER V TRUSTEE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served on the parties on the attached mailing matrix either through the Court's electronic notification system as permitted by Appendix 5005 III. E. to the Local Rules of the U.S. Bankruptcy Court for the Eastern District of Texas, or by first class United States Mail, postage prepaid no later than the 12th day of July 2023.

/s/ Mark A Weisbart
Mark A Weisbart

MARK A. WEISBART

Subchapter V Trustee
10501 N Central Expy, Suite 106
Dallas, Texas 75231

Phone (972) 755-7103

mweisbart@haywardfirm.com

DFW Boat Specialists LLC #23-40316

Professional Services

		<u>Hours</u>	<u>Amount</u>
3/7/2023	MAW CASE ADMINISTRATION Telephonic attendance of hearing on motion to compel	0.30	\$154.50
3/21/2023	MAW CASE ADMINISTRATION Attendance at multiple hearings (4 hrs total), review status report	2.00	\$1,030.00
3/27/2023	MAW CASE ADMINISTRATION Debtor interview	0.20	\$103.00
3/31/2023	MAW CASE ADMINISTRATION Attend 341 meeting	0.30	\$154.50
4/4/2023	MAW CASE ADMINISTRATION Attend status conference	1.00	\$515.00
5/4/2023	MAW CASE ADMINISTRATION Review plan	0.30	\$154.50
6/6/2023	MAW CASE ADMINISTRATION Review plan objections	0.20	\$103.00
6/8/2023	MAW CASE ADMINISTRATION Second review of plan, objections, prepare comment	1.20	\$618.00

DFW Boat Specialists LLC #23-40316

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	<u>Hours</u>	<u>Amount</u>
For professional services rendered	5.50	\$2,832.50

Additional Charges :

6/12/2023	MAW	Copying Copies	6.60
	MAW	Postage Postage	6.93
7/11/2023	MAW	Copy Service Copies and mailout	50.75

Total costs	\$64.28
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Total amount of this bill	\$2,896.78
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Balance due	\$2,896.78
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Timekeeper Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>
Mark A. Weisbart	5.50	515.00

Label Matrix for local noticing

0540-4

Case 23-40316

Eastern District of Texas

Sherman

Tue Jul 11 14:20:42 CDT 2023

American Expres Blue Business Plus

PO Box 981535

El Paso, TX 79998-1535

AMERICAN EXPRESS CLASSIC GOLD CARD

PO BOX 650448

Dallas, TX 75265-0448

American Express National Bank

c/o Becket and Lee LLP

PO Box 3001

Malvern PA 19355-0701

Christopher V. Arisco

Padfield & Stout, LLP

420 Throckmorton Street, Suite 1210

Fort Worth, TX 76102-3792

Axle Funding

14951 Dallas Pkwy #200

Dallas, TX 75254-6883

Axle Funding

Christopher V. Arisco c/o Padfield & Sto

420 Throckmorton Street, Suite 1210

Fort Worth, TX 76102-3792

CarBucks

417 Woods Lake Rd

Greenville, SC 29607-2777

CarBucks Floor Plan

417 Woods Lake Rd.

Greenville, SC 29607-2777

Comptroller of Public Accounts

C/O Office of the Attorney General

Bankruptcy - Collections Division MC-008

PO Box 12548

Austin TX 78711-2548

DFW Boat Specialists LLC

2401 Worthington Dr. Suite 106

Denton, TX 76207-3451

Denton County

c/o McCreary, Veseka, Bragg & Allen PC

PO Box 1269

Round Rock, TX 78680-1269

First Bank DBA CarBucks Floor Plan

417 Woods Lake Road

Greenville, SC 29607-2777

Glenview Financial

10130 Perimeter Pkwy., Ste. 110

Charlotte, NC 28216-0196

Green Note Capital

1019 Avenue P Suite 401

Brooklyn, NY 11223-2366

Internal Revenue Service

P.O. Box 7346

Philadelphia, PA 19101-7346

(p)JPMORGAN CHASE BANK N A

BANKRUPTCY MAIL INTAKE TEAM

700 KANSAS LANE FLOOR 01

MONROE LA 71203-4774

JPMorgan Chase Bank, N.A.

s/b/m/t Chase Bank USA, N.A.

c/o National Bankruptcy Services, LLC

P.O. Box 9013

Addison, Texas 75001-9013

James Randolph Liebler II

Liebler, Gonzalez & Portuondo

2500 Courthouse Tower

44 West Flagler Street

Miami, FL 33130-1817

Eric A Liepins

Eric A. Liepins, P.C.

12770 Coit Road

Suite 850

Dallas, TX 75251-1364

(p)NATIONAL FUNDING

ATTN ATTN ROBERT ZAHRADKA

9530 TOWNE CENTRE DR SUITE 120

SAN DIEGO CA 92121-1981

National Funding, Inc.

9820 Town Centre Drive

San Diego, CA 92121-1912

NextGear Capital

Wholesale 11799 North College Avenue

Carmel, IN 46032-5605

NextGear Capital, Inc.

c/o Padfield & Stout, LLP

Christopher V. Arisco

420 Throckmorton Street, Suite 1210

Fort Worth, TX 76102-3792

NextGear Capital, Inc.

11799 North College Avenue

Carmel, IN 46032-5605

Alan Bartlett Padfield

Padfield & Stout, L.L.P.

420 Throckmorton Street, Suite 1210

Ft. Worth, TX 76102-3792

Julie Anne Parsons

McCreary Veselka Bragg & Allen PC

PO Box 1269

Round Rock, TX 78680-1269

Sidney H. Scheinberg

Godwin Bowman PC

500 N. Akard, #1100

75201

Dallas, TX 75201-3499

The County of Denton, Texas

c/o McCreary, Veselka, Bragg & Allen

P.O. Box 1269

Round Rock, TX 78680-1269

U.S. Attorney General

Department of Justice

Main Justice Building

10th & Constitution Ave., NW

Washington, DC 20530-0001

US Trustee
Office of the U.S. Trustee
110 N. College Ave.
Suite 300
Tyler, TX 75702-7231

John M. Vardeman
UST Office
110 N. College St., Suite 300
Tyler, TX 75702-7231

Mark A WEISBART (SBRA V)
Subchapter V Trustee
10501 N Central Expy Suite 106
Dallas, TX 75231-2203

WESTLAKE SERVICE INC
4751 WILSHIRE BLVD SUITE 100
Los Angeles, CA 90010-3847

Westlake Flooring Company LLC
c/o James R. Liebler, II, Esq.
Liebler Gonzalez & Portuondo
44 West Flagler Street 25th Floor
Miami, FL 33130-1817

XL Funding, LLC d/b/a AXLE Funding
c/o Padfield & Stout, LLP
Christopher V. Arisco
420 Throckmorton Street, Suite 1210
Fort Worth, TX 76102-3792

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

JPMorgan Chase Bank
P.O. Box 659754
San Antonio, TX 78265

(d)JPMorgan Chase Bank
P.O. Box 659754
San Antonio, TX 78265

National Funding
9530 Towne Centere Dr.
San Diego, CA 92121

(d)National Funding, Inc.
9530 Towne Centre Dr., Suite 120
San Diego, CA 92121

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)AMERICAN EXPRESS CLASSIC GOLD CARD
PO BOX 650448
Dallas, TX 75265-0448

(d)American Expres Blue Business Plus
PO Box 981535
El Paso, TX 79998-1535

(d)Green Note Capital
1019 Avenue P Suite 401
Brooklyn, NY 11223-2366

(d)NextGear Capital Wholesale
11799 North College Avenue
Carmel, IN 46032-5605

(d)WESTLAKE SERVICE INC
4751 WILSHIRE BLVD SUITE 100
LOS ANGELES, CA 90010-3847

(u)Westlake Flooring Company, LLC

End of Label Matrix
Mailable recipients 35
Bypassed recipients 6
Total 41